

## REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: July 12, 2005

ANALYST: Jill Sugarman

- 28044184409
- I. COMMITTEE: Bill McCollum for U.S. Senate  
C00166041  
Richard L. Pilhorn, Treasurer  
P.O. Box 532015  
Orlando, FL 32853
  - II. RELEVANT STATUTE: 11 CFR §104.3(b)  
2 U.S.C. §434(b)(4)

## III. BACKGROUND:

**Failure to Provide Supporting Schedules (Failure to Disclose All Financial Activity)**

On October 15, 2004, Bill McCollum for U.S. Senate ("the Committee") filed an Amended 2004 12 Day Pre-Primary Report disclosing additional disbursements, totaling \$755,839.08 (Image 24020931589) (Attachment 2).

On August 16, 2004, the Office Manager for the campaign, Melanie Boscan, called and spoke with a RAD Analyst. Ms. Boscan stated that there were widespread power outages in Florida due to Hurricane Charlie and expressed concern about filing the 12 Day Pre-Primary Report by the August 19<sup>th</sup> deadline. The Analyst stated that the Commission does not grant extensions under any circumstance and advised her to file the report as soon as possible. The analyst also added that the Committee could file a cover letter explaining the committee's filing situation (Attachment 3).

On August 16, 2004, the Committee filed the original 2004 12 Day Pre-Primary Report covering the period from July 1, 2004 to August 11, 2004. The original report disclosed \$469,664.24 in disbursements on Line 17 (Operating Expenditures) of the Detailed Summary Page (Image 24020651034).

On October 15, 2004, the Committee filed an Amended 2004 12 Day Pre-Primary Report disclosing \$1,225,503.32 in disbursements on Line 17 (Operating Expenditures) of the Detailed Summary Page (Image 24020931592).

On March 15, 2005, a Request for Additional Information ("RFAI") was sent to the Committee referencing the Amended 2004 12 Day Pre-Primary Report, received on October 15, 2004. The RFAI asked for clarification regarding the substantial increase in additional disbursements that were not disclosed in the original filing (Image 25038752963).

On April 13, 2005, the Committee filed an Amended 2004 12 Day Pre-Primary Report in the form of a letter which included the following statement: "At the time of the filing of the original report, Florida was in a state of emergency because of Hurricane Charlie. We were displaced from our office for a week due to no electricity and we had to file an incomplete report. The increase in disbursements reported on the amended report was because of this reason." (Image 25020152152)

On May 4, 2005, the RAD Analyst called Melanie Boscan to discuss the increase in disbursements disclosed on the Amended 2004 12 Day Pre-Primary Report, filed October 15, 2004. The Analyst noted that the Committee included an explanation for the increased activity on the Amended 12 Day Pre-Primary Report, filed April 13, 2005. The Analyst proceeded to inform Ms. Boscan that the matter may be subject to further investigation by the Office of General Counsel and encouraged her to provide the Commission with any additional clarification as soon as possible. Ms. Boscan stated that the committee had already explained, in an amendment, that the original report was incomplete because Hurricane Charlie forced them to vacate their offices (Attachment 4).

On May 11, 2005, the Committee filed a Miscellaneous Document, a faxed letter from the Southstate Management Corporation and the owner of the building where the Committee's headquarters was housed. The letter included the following statement: "From approximately August 14 through August 21, 2004, the Building had no electrical power due to down power lines caused by Hurricane Charlie. As a consequence, the Building was shut down. There were numerous other disruptions caused by two succeeding hurricanes." (Image 25020221155)

On May 11, 2005, the RAD Analyst contacted Mike Miller, the Finance Director of the committee, and asked him to fax any additional information regarding the increased activity. Mr. Miller said that he would fax the information to the analyst immediately. He also asked if the committee would be fined. The Analyst replied that she could not comment on the final outcome of the matter (Attachment 5).

On May 12, 2005, the Committee filed a Miscellaneous Document to RAD containing the following statements: "On Friday, August 13, 2004, the building in which our office is located was under a mandatory evacuation because of an approaching hurricane. We were displaced from our building due to damage and lack of electricity for the following week. On Monday, August 16, 2004, we called the Federal Election Commission and the Secretary of the Senate to inquire how we should file our report since we had no access to our office. We were informed by both offices there was no exception for late filing and we should file what we had. At that time there were approximately four disbursements to one vendor totaling approximately \$752,880 not yet entered into our computer system. This is the reason for the significant increase in disbursements reflected on the amended 12 day pre-primary report." (Image 25020211144)

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To date, no further communication has been received from the Committee regarding this matter.

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MCCOLLUM, BILL

ID #S8FL00075

BILL MCCOLLUM FOR US SENATE  
RICHARD L PILHORN  
FILING FREQUENCY: QUARTERLY

PO BOX 532015

ORLANDO

SENATE  
FL 32853

ID #C00166041

FORM TYPE	RPT TYPE	AI	PGI	REC DATE	PGS	BEG IMAGE	COVERAGE DATES	BEG CASH	RECEIPTS	DISBURSE	END CASH	DEBTS BY
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1			A	3/06/2003	6	23020132014						
1			A	11/04/2003	8	23020472575						
1			A	11/04/2003	7	23020472599						

MS			4	8/13/2004	4	24020640960						
MS			4	8/13/2004	4	24020640977						
MS			4	8/16/2004	5	24020642408						
MS			4	8/17/2004	5	24020642481						
MS			4	8/19/2004	6	24020650564						
MS			4	8/19/2004	5	24020650737						
MS			4	8/20/2004	9	24020663339						
MS			4	8/23/2004	4	24020663361						
MS			4	8/23/2004	6	24020670501						
MS			4	8/24/2004	5	24020671446						
MS			4	8/24/2004	4	24020671466						
MS			4	8/25/2004	7	24020671603						
MS			4	8/27/2004	6	24020673076						
MS			4	8/27/2004	7	24020673239						
MS			4	8/30/2004	4	24020673358						
MS			T	5/11/2005	75	25020221160						
MS			T	5/11/2005	5	25020221155						
MS			T	5/12/2005	3	25020211148						
MS			T	5/12/2005	4	25020211144						

RQ			1	10/08/2003	3	23038213911	10/08/2003					
RQ	Q1	2		10/07/2003	3	23038212823	1/01/2003	3/31/2003				
RQ	Q2	2		10/07/2003	3	23038212820	4/01/2003	6/30/2003				
RQ	YE	2		3/23/2004	3	24038343016	10/01/2003	12/31/2003				
RQ	12P	2		3/15/2005	3	25038752963	7/01/2004	8/11/2004				
RQ	Q3	2		3/15/2005	3	25038752951	8/12/2004	9/30/2004				
RQ	YE	2		3/24/2005	3	25038762774	10/01/2004	12/31/2004				

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3	Q1	N		4/15/2003	113	23020182534	1/01/2003 3/31/2003	19750	346492	31877	334365	31064
3	Q1	A		11/04/2003	8	23020472583	1/01/2003 3/31/2003	19750	346492	31877	334365	31064
3	Q2	N		7/15/2003	189	23020291667	4/01/2003 6/30/2003	334365	318057	194058	458365	87724
3	Q2	A		11/04/2003	8	23020472591	4/01/2003 6/30/2003	334365	318057	194058	458365	87724
3	Q3	N		10/15/2003	344	23020412778	7/01/2003 9/30/2003	458365	513100	313865	657600	75679
3	YE	N		1/30/2004	408	24020063053	10/01/2003 12/31/2003	657600	524604	366795	815408	101902
3	YE	A		4/22/2004	9	24020312039	10/01/2003 12/31/2003	657600	524604	366795	815408	101902
3	Q1	N		4/15/2004	540	24020251767	1/01/2004 3/31/2004	815408	640334	398709	1057033	117591
3	Q2	N		7/15/2004	982	24020622176	4/01/2004 6/30/2004	1057033	1127117	430421	1753729	0
3	12P	N		8/16/2004	487	24020651031	7/01/2004 8/11/2004	1753729	457374	469664	1741439	0
3	12P	A		10/15/2004	511	24020931589	7/01/2004 8/11/2004	1753729	459716	1225503	987942	0
3	12P	A		4/13/2005	4	25020152152	7/01/2004 8/11/2004	-	-	-	-	-
3	Q3	N		10/15/2004	408	24020903070	8/12/2004 9/30/2004	987942	594904	1296520	286326	109266
3	Q3	A		4/13/2005	4	25020152148	8/12/2004 9/30/2004	-	-	-	-	-
3	YE	N		1/31/2005	230	25020062902	10/01/2004 12/31/2004	286326	27995	180754	133567	46661
3	YE	A		4/13/2005	4	25020152144	10/01/2004 12/31/2004	-	-	-	-	-
TOTAL									4552319	4438502		

**Bill McCollum for U.S. Senate (C00166041)**

**2004 12 Day Pre-Primary Report/Amended 2004 12 Day Pre-Primary Report  
Overview of Disbursement Variance**

Line	Original 2004 12 Day Pre-Primary Report, received 8/16/04 (Image 24020651034)	Amended 2004 12 Day Pre-Primary Report, received 10/15/04 (Image 24020931592 )	Disbursement Variance Amount
17	\$469,664.24	\$1,225,503.32	\$755,839.08

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